

THE WEATHER

To-day is likely to be fair.

THE CONTESTED ELECTION CASE

The Evidence Presented Before Judge Horsley Yesterday.

Large Number of Subpoenas Issued For Witnesses, Many of Whom Have Gone Away—Demurrer to the Ramsey Petition For a Recount Overruled and Arguments Heard on That Point Third Ward Judges and Clerks of Election on the Stand—Discrepancies in the Returns.

Roanoke is once more in the throes of a contested election, and unless matters take an unexpected turn the probability is that the entire week will be consumed with the case. About 400 subpoenas have been issued by the clerk for witnesses, and over 200 have already been served. A large number of these are for negroes, and many of them have left the city, consequently they cannot be summoned.

Judge Horsley convened court promptly at 10 o'clock yesterday morning. A great deal of interest was manifested in the case and the room was packed with spectators, many of whom were witnesses.

The petition of Geo. W. Ramsey and others was demurred to by counsel for the Democrats on the grounds that the interests of their clients would be affected in different degrees by a recount of the vote. This evoked considerable argument on both sides, but Judge Horsley overruled the demurrer and proceeded to hear evidence as to whether or not the Third ward vote can be recounted.

Lynch Gardner and C. F. Ray, two of the Third ward judges, were examined during the morning session. Gardner testified that the total vote of the ward was 984, while Ray maintained that it was 985, the latter being the number on the poll books. Both witnesses testified that the failure to put the number of votes in the certificate of the judges and to sign the poll books was an oversight. At this stage of the proceedings the court adjourned for dinner.

J. S. Campbell was the first witness examined at the afternoon session and he was kept on the stand for an hour and a half.

He testified that he was one of the clerks of election for the Third ward and then gave a detailed account of how the ballots were counted and the tally sheets kept. C. E. Malone was the other clerk and sometimes their tallies would differ a few votes. When such discrepancies were discovered the clerks changed their sheets to correspond with each other. The witness said he generally corrected his with Malone's.

Mr. Campbell further stated that after the count one of the judges said there were 984 votes cast, while the poll books showed that this number should have been 985. In regard to the report that the ballot box had been interfered with he knew nothing about it. He saw no one except the judges touch it. On cross examination he said that the room was crowded part of the time the count was progress and it was almost impossible to form any correct tally as to the true vote on account of the confusion and talking around the clerks. To the best of his knowledge, though, he believed it to be correct.

Lynch Gardner being recalled testified that he was present when the ballots were sealed up and in fact helped to seal them. He identified a paper bag as the one containing the ballots and said the fastenings looked as though they had not been tampered with.

Col. S. S. Brooke, clerk of the court, and W. F. Bryant, deputy clerk, testified in regard to the ballots being received in the clerk's office.

At the conclusion of Mr. Bryant's testimony Mr. Glasgow stated that they desired to submit the ballots as part of their evidence and asked the court to have them counted. This was objected to by the opposing counsel, who claimed that it had not yet been shown that the votes were legal ones, and until that was disposed of a recount would be a waste of time.

His honor decided to hear all the evidence as to whether or not the votes in the Third ward could be admitted. Mr. Glasgow announced that their side was through and the contestees put J. B. Clark on the stand.

Mr. Clark was one of the judges of election in the Third ward, and he gave a detailed account of how the vote was counted. He also testified that Jack Garst, about 12 o'clock that night, stirred up the ballots remaining in the box with a lead pencil in order to see how many there were to be counted. He did not call the attention of the other judges to this fact, as he did not suppose that Mr. Garst was trying to interfere with the ballot.

In describing how the tally sheets were corrected Mr. Clark said that the discrepancies were reconciled by the two clerks. They conformed one tally sheet to the other. They always tallied the short one up to the long one. This last remark created a laugh from the spectators.

Mr. Clark also described two ballots which he had found folded together and which looked as though they had been cast that way. He referred the matter to the other judges who decided that they were good ballots and counted them.

At the conclusion of Mr. Clark's evidence court adjourned until 10 o'clock this morning.

Midsummer Prices and Terms.

The Hobbie Music Company, appreciating the dullness at this season, and especially this year, have inaugurated special prices and terms which have never before been offered. This applies to every piano and organ throughout the entire stock, which is probably larger than all the houses combined throughout the State outside of Richmond. They mean business and can demonstrate the fact that it will pay you to invest now. Call anyway; it will cost you nothing to look.

COUNTY DELEGATES FAVOR GOODE.

Col. R. H. Logan Withdraws From the Congressional Race.

SALEM, July 16.—According to a regularly published call the Democrats of Roanoke county met to day in the courthouse to elect fifteen delegates and fifteen alternates to represent the county at the convention to be held in Roanoke city, August 15th, for the purpose of nominating a Democratic candidate for Congress for the Sixth district.

Capt. M. M. Rogers, county chairman, called the meeting to order, read the call, and introduced Col. R. H. Logan, who had been regarded as a likely candidate, but who in a timely and graceful speech withdrew in favor of John Goode, to whom he paid a glowing tribute.

After this, D. B. Strouse was made chairman of the meeting, and C. D. Dent and F. A. Lovelock were elected secretaries. Upon motion of A. B. Pugh it was

Resolved, That the voters from the several magisterial districts of the county consult together and recommend to this meeting for its adoption delegates to represent each district at the Roanoke convention. This was done and resulted in the election of the following delegates and alternates:

Salem district—C. W. Chapman, C. W. Burwell, N. B. Dillard, John Parrish, James S. Persinger, A. M. Bowman and A. B. Pugh, as delegates. Edward Thomas, George B. Johnston, George Reed, John A. Francis, E. S. Strayer, John M. Smith and B. P. Sanders as alternates.

Big Lick district—H. H. Huff, D. E. Kefauver, Eugene Bush and W. P. Moomaw, as delegates; F. A. Gish, D. P. Richardson, W. J. Bushong and M. M. Rogers, as alternates.

Cave Spring district—M. P. Crawford, George White and John A. Persinger, as delegates; A. J. Phelps, J. C. Terry and John Woodrum, as alternates.

Catawba district—N. D. Barnett, delegate, and O. L. Stearnes as alternate. It was ascertained that all the foregoing delegates are favorable to the nomination of John Goode. A resolution was passed that in the absence of any of the delegation at the convention those present be authorized to vote for those absent.

The following county committee was then appointed: Thomas Reamer, R. W. Kime, A. B. Pugh, C. H. Coker, John M. Smith, Thomas I. Preston and George L. Read from Salem district; M. M. Rogers, W. P. Moomaw, G. M. Muse, F. A. Gish from Big Lick district; A. J. Phelps, J. C. Terry and W. H. Richardson from Cave Spring district; Morgan Smith from Catawba district.

Regarding the election of county chairman there was a short but friendly contest between the present incumbent and O. L. Stearnes, resulting in a victory for the former and Capt. Rogers was then made the unanimous choice. Before the meeting adjourned Col. R. H. Logan was elected delegate at large to the convention from the county. The proceedings throughout were harmonious and pleasant.

HOUSE INDORSES CLEVELAND.

Resolutions Upon His Prompt and Vigorous Action in the Strike.

WASHINGTON, July 16.—This was suspension day in the House, under the rules, but before the rule was enforced some routine business was transacted. Senate amendments to the naval appropriation bill were disagreed to and it was sent to conference.

McCreary offered the following resolution:

"Resolved, That the House of Representatives indorse the prompt and vigorous efforts of the President and his administration to suppress lawlessness, restore order and prevent improper interference with the enforcement of the laws of the United States, and with the transportation of mails of the United States and with interstate commerce, and pledges the President his hearty support and deems the success which has already attended his efforts as cause for public and general congratulation."

The resolution was opposed by Pennington and Bland and advocated by McCreary and Catcheside. The resolution was adopted.

The bankruptcy bill was then taken up. The vote finally resulted: Yeas, 116; nays, 37; present and not voting, 3. The quorum had disappeared, and Bailey, stating that he was satisfied at that hour one could not be obtained, moved the House adjourn.

The Day in the Senate.

After the transaction of some routine morning business the legislative, executive, and judicial appropriation bill was passed after the longest and stormiest passage which any of the appropriation bills have yet encountered in the Senate, and the District of Columbia appropriation bill was taken up. It took a very short time to pass this bill, without material change.

Newsboys on a Strike.

CLEVELAND, July 16.—The newsboys have struck and organized a boycott on the Morning Leader and Plain Dealer. They claim they do not get the papers for a fair price, and that recent reductions on prices of the papers have been made mostly at the expense of the newsboys.

MASILLON, July 16.—The newsboys union went on a strike this morning to prevent the sale of the Cleveland Leader, Pittsburgh Dispatch and other papers.

TOLEDO, July 16.—The newsboys have organized here and will go on a strike to-morrow against the reduction in price of the morning Commercial from three cents to one cent.

A Fatal Boiler Explosion.

WILMINGTON, July 16.—A boiler at the Ecolson and Parmelee Lumber Association mills, at Jacksonville, N. C., exploded Saturday night, killing three colored men instantly and fatally injuring a fourth.

Old papers for sale at this office ten cents per hundred.

DEBS STILL TALKS OF VICTORY.

Efforts Being Made to Fix Up the Roads of the West.

Organizers Out Beyond the Mississippi River Urging the Men to Remain With the Union—Debs Claims That Practically no Freight Trains are Moving. General Managers Declare There is no Interference With Their Business. Pullman Shops at Ludlow, Ky., Reopened With a Small Force—Situation Elsewhere.

CHICAGO, July 16.—President Debs, of the American Railway Union, still claims to be certain of coming out ahead in his fight with the railroads. Directors Goodwin and Hogan, of the American Railway Union, left this morning to begin the work of organizing the men in the Northwest and the country west of the Mississippi. There are now eight of these organizers out.

"Our policy," said Mr. Debs, "is to keep these organizers with the men so the strikers will not weaken. We have everything solid west of the Mississippi. That is our strong point. I claim that as long as we have traffic stopped at any one point we have not yet lost the fight. It is as if you stop the flow of blood in an artery—you stop the circulation in the whole system."

"But everything seems to be running smoothly on the different roads, does it not?" Debs was asked.

"Oh, well," admitted the labor leader, "the passenger business in and out is being transacted fairly well, but there are no freight trains moving at all, and that's where we have the best of them. That's where we expect to cripple the enemy."

At the depot Mr. Debs' statement that freight traffic is paralyzed is not by any means borne out. Most of roads are moving freight without the slightest trouble.

When shown a press dispatch stating that Mr. Heathcote, the leader of the Pullman strikers, had asked him to call off the strike, Debs denied it flatly. "The Pullman strikers are just as firm as ever," he said. "They have no intention of going back to work. If Pullman is satisfied they are, Heathcote has not made me any proposition of that kind. On the contrary he has assured me of his co-operation."

Debs received a report from LaSalle, Ill., this morning declaring that the Rock Island road is again badly congested at that point. Debs asserted that within forty-eight hours he would have the Rock Island in as bad shape as ever.

The usual meeting of the American Railway Union was held at Uhlig's hall this morning. President Debs addressed a large audience. Yesterday he spoke at eight different meetings.

Firemen Taken Back.

TOLEDO, July 16.—When the switchmen went out on the Wheeling and Lake Erie road General Manager A. G. Blair discharged 1,600 men on the line in every capacity and shut down the road. To-day the company issued orders resuming operation in all branches. All firemen who have applied for reinstatement, and who were in good standing at the date of the suspension, will be restored to their former positions.

Trains Running Regularly in California.

SACRAMENTO, Cal., July 16.—Trains are running as usual this morning. No attempt is being made to interfere with them. It is reported that the railroad company intends to reopen its shops to-morrow.

OAKLAND, Cal., July 16.—The railroad situation here this morning is greatly improved. Trains are moving regularly and few strikers are visible.

Pullman Shop at Ludlow, Ky., Reopen.

CINCINNATI, July 16.—The Pullman shops at Ludlow, Ky., reopened this morning with 85 men. They comprise the employees who refused to go out when the strike was inaugurated, but who afterwards quit work. The shops usually employ about 140 men.

Richmond Stone Cutters Go Out.

RICHMOND, July 16.—The Richmond stone cutters have gone out under an order of their local union not to accept a new scale of wages submitted by the contractors. The trouble is entirely local, and as but little is doing in building, very few men are affected by it.

Fatalities From a Slide of Slate.

KNOXVILLE, July 16.—On July 4 there was a slide of slate in Cumberland Gap tunnel and two other slides have occurred since. Last night slate fell and two men were killed and a number injured.

YOUNG MEN'S BUSINESS LEAGUE.

Several Matters of Importance to Come Before the Meeting To-Night.

The regular semi-monthly meeting of the Young Men's Business League will be held at Hotel Lee to night at 8:30 o'clock. The meeting of the directors will be held at the same place at 4:30 o'clock.

At to-night's meeting several matters of importance, upon which committees have been at work, will be reported and discussed, and it is hoped that a large number of the members and others interested in the work of the league will be present.

President Stone will to-night name the members to constitute the many standing committees of the organization.

The News and Observer Sold.

RALEIGH, N. C., July 16.—The News and Observer property was sold to-day at auction, and J. N. Holding, one of the editors, became the purchaser at \$6,110. The sale has to be reported to the court and confirmed. There is no doubt about the paper being continued as a Democratic one.

FIRED ON THE NEGRO MINERS.

The Bitterness in the Alabama Mines Breaks Out Anew.

BIRMINGHAM, Ala., July 16.—About 5 o'clock this afternoon a large body of men armed with Winchester were discovered near slope No. 3, of Pratt mines of the Tennessee Coal and Iron and Railroad Company, seven miles from Birmingham. It was the hour when the men at work at the mines came out. The men at work were negroes, who had taken the places of the strikers, and the attacking party were strikers and their sympathizers.

As the negroes came out the strikers, who were squatting around behind bushes and fences, opened fire. The people who heard it supposed it was a galling gun in the hands of the troops. Several hundred shots were fired before the strikers scattered. Guards stationed around the mine returned the fire, but they were few in number.

The casualties are: B. W. Pierce, white guard, killed; negro miner, name unknown, killed; striker, a Frenchman named Racquet, badly wounded and will die.

Several on both sides were wounded. One of the strikers was dragged off after being shot by his friends. It was a desperate attack by the strikers and they shot to kill. Two local military companies were hurried to the scene and are in the neighborhood, and several companies which had just been ordered home returned. The mining strike has been on since the middle of April and the feeling is growing bitter, being aggravated by the railroad strike.

Governor Jones begged the miners this afternoon to accept the compromise lately offered, but they declined. The operators are proceeding to open all mines with such labor as they can get, and Gov. Jones is of the opinion that troops will be needed here indefinitely.

NEW YORK'S POLICE FORCE.

Commissioner McLaughlin Resigns—Superintendent Byrnes Prefers Charges.

NEW YORK, July 16.—Police Commissioner McLaughlin sent his resignation to Mayor Gilroy this afternoon. The letter is dated Port Chester, July 14. Mr. McLaughlin said:

"I am advised by my physicians, Drs. Hamilton and Jones, that my condition demands the immediate cessation of all labor, public or private, and absolute rest for a long period. Therefore, I am compelled to offer you my resignation as police commissioner."

The mayor this afternoon accepted McLaughlin's resignation and appointed Gen. Michael Kerwin as police commissioner in McLaughlin's place.

Superintendent Byrnes Prefers Charges.

Superintendent Byrnes this afternoon preferred charges against the following officers who were accused before the senate investigating committee.

Capt. Michael Doherty, of the Leonard street squad; Patrolman John Hock, of the Mulberry street station; Patrolman Bernard Meehan, of the East 88th street station, and Patrolman Jeremiah Levy, of the Kings Bridge squad.

Hock and Meehan were ward detectives under Capt. Doherty when he was in command of the Fifth street station. Levy was formerly a ward man under Capt. Cortright in the Eldridge street station.

The charges, which were prepared by Assistant District Attorney Wellman, are neglect of duty, conduct unbecoming an officer, conduct injurious to the public peace and welfare and for committing legal offenses. The charges were submitted to President Martin and Commissioner Murray shortly after noon to-day.

Commissioner Martin approved them and the trial of the accused officers was set for Thursday, July 19, at 10 o'clock. The complainant in all the cases is Augusta Thruway, who was a witness before the Lexow committee.

OXFORD TRIUMPHS OVER YALE.

English Crack College Athletes Win Five of the Nine Events.

LONDON, July 16.—The crack athletes of Oxford triumphed over the champions of Yale at the Queen's Club, West Kensington, to-day after a sensational tournament in which the Yale boys, although beaten, were by no means disgraced.

Rain poured down most of the day, and the sudden condition of the track and infield played havoc with the form of the Americans.

The programme agreed on included nine items, consisting of four running events at standard distances up to one mile, a hurdle race, broad jump, high jump, putting the 16-pound shot and throwing the hammer. The team winning five of nine events secures the victory. Oxford won five.

Yale won the running high jump, running broad jump; throwing the 16-pound hammer and putting the 16-pound shot.

American Yacht Vigilant Beaten in a Drifting Race.

BANGOR, Ireland, July 16.—The course over which the American schooner, Vigilant, and British cutter, Britannia, sailed for the County Down cup or its equivalent in cash, \$50, is peculiarly adapted to the English racing model. It has twelve turns, and as the Britannia is credited with being at least a third faster in stays than the Vigilant, she entered the contest with the assurance that she had probably two minutes advantage of the center boarder.

The Britannia crossed the line three seconds ahead. On the second round the Vigilant was three minutes ahead but on the third round the wind died away to a dead calm.

The British yacht vanquished the center boarder by 1 minute and twenty three seconds acute time.

Illinois Central Shops Fired by Strikers.

MEMPHIS, Tenn., July 17.—The Illinois Central machine shops at Fort Pickering are burning. The railroad officials say it is the work of strikers.

Old papers for the next week at 10 cents per hundred.

FITZMORRIS WAS BATTED HARD.

Lynchburg Administers a Sound Drubbing to Roanoke.

The Magic City Boys Knocked Wynne Out of the Box Early in the Game, but They Could Do Nothing With Anderson. Fitzmorris, in Addition to Being Hit Hard, Was Very Wild.

LYNCHBURG, July 16.—The Lynchburg ball players wiped up the diamond with the Roanokes today, winning easily by a score of 15 to 6. The home team played well all around, but the credit for the victory is largely due to the good head and strong right arm of Mr. Pitcher Anderson.

On the other side, Pitcher Fitzmorris was easy fruit. He gave ten men bases on balls, and in the eighth inning he was batted all over the ground. The feature of the fielding was the work of Elsey at second base which was brilliant. The batting feature was the home run hit of Boucher, bringing in three runs when Lynchburg's score was one less than Roanoke's.

In the first for Lynchburg Knox went to the bat, got his base on balls, stole second, made third on a passed ball and was called out for interfering with a thrown ball. Boucher got four bad balls, stole second, got third and scored on errors of the second baseman. Meara went to first on a fielder's choice, stole second, made third on a fumble by the catcher and scored on Leashy's two-bagger. Elsey got to first on a fielder's choice, Jobe got four bad balls and went out at second, assisted by shortstop, Leashy scoring.

In Roanoke's half O'Hagan hit for three bases and scored on Boyd's hit to center.

In the second Lynchburg scored one. In this inning Roanoke had good luck. Violet and Frech each made a good single. McGinnis took his base on balls, and Violet and Frech scored on Fitzmorris' two-bagger. McGinnis scored on Boyd's fly to Elsey. This tied the score. Roanoke got a lead in the fourth. Frech and McGinnis made hits and the former scored on Fitzmorris' hit to center.

In the sixth for Lynchburg Anderson was hit by a pitched ball and Webster took a base on balls. Knox batted to third and retired Anderson. Then it was that Boucher popped the ball over the fence and three runs were scored.

Roanoke made her last run in this inning. Fitzmorris got first on balls and made second on O'Hagan's sacrifice. Boyd's hit scored Fitzmorris.

In the seventh, Jobe for Lynchburg, hit to center, Cleve got his base on balls, and Jobe crossed the plate on Anderson's hit.

In the eighth Fitzmorris was batted heavily. Knox made a two-bagger, Boucher a single, Meara a double, Leashy a double, Elsey a single and Jobe and Anderson each a two-bagger. The net result in this inning was six runs.

In the ninth Jobe got a base on balls, made third on Boyd's miff of a thrown ball and scored on Cleve's hit to short. Following is the score:

ROANOKE.	R.	H.	E.	O.	A.	E.	LYNCHBURG.	R.	H.	E.	O.	A.	E.
O'Hagan, c.	1	2	4	3	1	Knox, 3b.	3	1	2	3	0		
Boyd, 2b.	0	2	8	0	3	Boyd, 2b.	10	3	4	8	0	1	
McGinnis, 1b.	0	2	4	0	2	McGinnis, 1b.	3	1	1	0	0		
Frech, 3b.	0	1	0	1	0	Frech, 3b.	1	1	8	2	0		
Violet, rf.	1	3	0	0	0	Violet, rf.	3	1	0	1	0	1	
Frech, ss.	2	0	4	0	0	Frech, ss.	2	0	1	0	1		
Maglin, cf.	1	2	0	0	0	Maglin, cf.	1	0	0	0	0	0	
Fitzmorris, p.	1	2	0	0	0	Fitzmorris, p.	2	1	2	0	0		
						Webster, c.	0	2	1	2	0		
Total	6	13	27	15	6	Total	15	14	27	7	3		

SCORE BY INNINGS.

Lynchburg..... 3 1 0 0 3 1 6 15

Roanoke..... 1 3 0 1 0 0 0 6

SUMMARY.

Struck out—By Anderson, 3; by Fitzmorris, 5. Bases on balls—O'Hagan, 3; Anderson, 1; Fitzmorris, 10. Hit by pitched ball—By Fitzmorris, 2. Two-base hits—Knox, Boucher, Meara, Leashy, Anderson. Three base hit—O'Hagan. Home run—Boucher. Double plays—Leashy and Elsey.

Notes.

The Roanoke's new uniforms arrived yesterday morning and the boys took them to Lynchburg. They are of a dark green color with maroon trimmings and make a very pretty appearance.

The Terry Building Ink Slingers will cross bats this afternoon at 4:30 p. m. with the Pill Rollers on the R. A. C. grounds. The batteries will be Reid and James for the Ink Slingers and Hartwell and Booth for the Pill Rollers.

Wet Grounds at Richmond.

RICHMOND, July 16.—Richmond-Norfolk game postponed, wet grounds.

Yesterday's National League Games.

At Philadelphia—Boston, 2 runs, 5 hits, 0 errors. Philadelphia, 9 runs, 13 hits, 0 errors. Batteries: Stivetts and Ryan, Harper and Buckley.

At Cincinnati—Cleveland, 9 runs, 13 hits, 0 errors. Cincinnati, 1 run, 6 hits, 4 errors. Batteries: Young and Zimmer; Parrott and Murphy.

At Chicago—Louisville, 11 runs, 14 hits, 5 errors. Chicago, 10 runs, 16 hits, 4 errors. Batteries: Hemming and Grim; Griffith and Klitzbridge.

At St. Louis—Pittsburg, 6 runs, 7 hits, 2 errors. St. Louis, 11 runs, 13 hits, 7 errors. Batteries: Killen, Colough and Mack; Breitenstein and Twineham.

Sunday's Games.

Louisville, 11; Washington, 8. Baltimore, 9; St. Louis, 8. Cincinnati, 17; Cleveland, 8. Chicago, 10; Brooklyn, 7.

Striking Miners Return at Old Rates.

PITTSBURGH, July 16.—To-day the miners employed by the Westmoreland Coal Company and the Penn County Gas Coal Company, acting on the advice of the district officials, returned to work at the 50 cent rate, the price paid by the firm before the strike was declared. The men at both these works have been holding out for the terms of the Columbus compromise.

THE WEATHER.

Forecast for Virginia: Fair, except showers in southern portion; southeast winds.